

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 14206US01

In the Application of:

C.D. Gollnick et al.

U.S. Serial No.: 09/318,668

Filed: May 25, 1999

For: RADIO FREQUENCY NETWORK
FOR DELIVERING PENDING
MESSAGES TO ROAMING,
SLEEPING TERMINALS

Examiner: P. Sobutka

Group Art Unit: 2618

Confirmation No.: 1752

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being sent via EFS-Web to the United States Patent and Trademark Office on November 8, 2007.

/Philip Henry Sheridan/

Philip Henry Sheridan

Reg. No. 59,918

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Attached to this electronic submission are the following:

- A completed PTO/SB/08A which has two (2) pages.
- A copy of each printed reference listed in the PTO/SB/08A form is attached. Applicants, however, have not submitted U.S. Patents or other references previously provided to or by the PTO in this application. Twenty-two (22) references are attached.

FEE DETERMINATION AND PAYMENT

A fee of \$180.00 is due because:

- The first Office action on the merits has been received by applicant(s).
- Applicant(s) believe(s) that this statement and attachments are being filed before any final action has been mailed by the PTO; before a notice of allowance has

issued; and prior to any other action that would close prosecution in the application. The basis of this belief is that no final action, no notice of allowance, and no other action that would close prosecution of the application appear to have been received by the undersigned to date.

The Commissioner is hereby authorized to charge any fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

REQUEST FOR CONSIDERATION

This paper and attachments are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

The owner of record of the present application, Broadcom Corporation, is currently involved in several disputes with Qualcomm, Inc., including the following pending lawsuit and investigation:

- In the Matter of Certain Baseband Processor Chips and Chipsets, Transmitter and Receiver (Radio) Chips, Power Control Chips, and Products Containing Same, Including Cellular Telephone Handsets, U.S. International Trade Commission Case. No. 377-TA-543.
- Broadcom Corp. v. Qualcomm, Inc., Civil Action No. 05-468 in the Central District of California

The references being submitted have been either cited, produced or relied upon by Qualcomm thus far during the above-mentioned lawsuit and/or investigation. This submission is in no way intended as an admission that the submitted references constitute prior art under any subsection of 35 U.S.C. §102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

Respectfully submitted,

Date: November 8, 2007

/Philip Henry Sheridan/

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